

DONALD VAUGHAN,)
)
Plaintiff,)
)
v.) Case No. 06-4072-CV-C-NKL
)
ELI LILLY & CO., et al.,)
)
Defendants.)
)
)

Pending before the Court is Defendant Eli Lilly & Company's ("Eli Lilly") Motion to Stay [Doc. # 4] all proceedings pending transfer of the case to the Multi-District Litigation Court in the Eastern District of New York ("the MDL Court") that is handling all the federal Zyprexa cases. On previous occasions where the parties have disputed the Court's diversity jurisdiction, this Court has denied Eli Lilly's Motions to Stay and ruled on Plaintiffs' Motions for Remand. *See, e.g. Copeland v. Eli Lilly & Co., et al.*, Case No. 05-4318-CV-W-NKL (Dec. 22, 2005). In the present case, the non-diverse physician defendant has been dismissed, there is no dispute as to the Court's jurisdiction, and Plaintiff has filed no objection to the requested stay. Accordingly, Eli Lilly's Motion to Stay [Doc. # 4] is GRANTED.

Case 2:06-cv-04072-NKL Document 9 Filed 05/23/06 Page 1 of 2

s/ Nanette K. Laughrey
NANETTE K. LAUGHREY
United States District Judge

Dated: May 23, 2006
Jefferson City, Missouri